

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

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FILED  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK  
ROCHESTER

2005 JUL 11 PM 12:21

**UPPER CRUST PRODUCTION CO., INC.  
and UPPER CRUST USA, INC.,**

**Defendants-Appellant,**

**vs**

**98-CV-6114F  
USCA# 04-2858**

**PILLSBURY COMPANY,**

**Plaintiff-Appellee.**

**PRIME PASTRIES USA, INC.,**

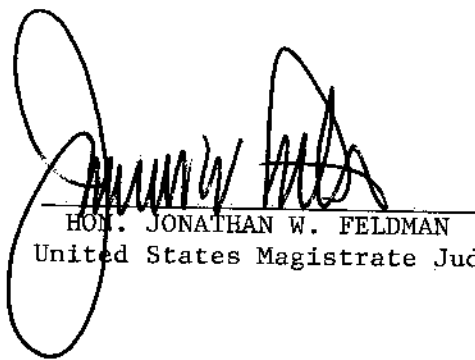
**Defendant.**

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A certified copy of the Mandate of the United States Court of Appeals for the Second Circuit issued June 23, 2005 having been filed in the Office of the Clerk of this Court on June 29, 2005, it is hereby

**ORDERED, ADJUDGED AND DECREED** that said Mandate be, and hereby is, made the judgment of this Court.

*July 11*  
Dated: ~~June 30~~, 2005  
Rochester, NY

  
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HON. JONATHAN W. FELDMAN  
United States Magistrate Judge